

## ICWA/Child Protective Services (CPS) Flow Chart

information to warrant investigation CPS worker or law STEP 1: Intake enforcement Child abuse or contacts family and neglect report comes in to CPS conducts investigation at the or law family's home enforcement Allegations of Not enough abuse and/or information to neglect are substantiate unfounded report Screened Out: Case closed case is closed

Enough

Allegations of abuse and/or neglect are founded Flow Chart Key

Hearings

\* may involve termination of parental rights prior to placement

Italicized words=terms defined in the companion

Child is removed from the home

If *child* is determined to be *Indian*:

- Active efforts begin
- Placement preferences apply

ICWA: Notice to tribe required; tribal intervention/transfer of jurisdiction possible

Child stays in home and services are offered to the family

Case

reviewed

every six

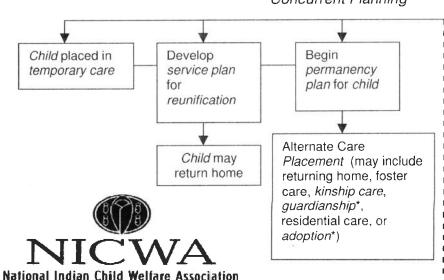
sooner

months or

If *child* is determined to be *Indian*:

- Notice to tribe required
- Active efforts provision applies

Concurrent Planning



1) Emergency Hearing/Shelter Hearing/Detention Hearing: Occurs within 24-72 hours

CPS case opened

OR

- 2) Disposition Hearing/Placement Hearing
- 3) Pre-Trial Conference/Pre-Trial Hearing
- 4) Jurisdictional Hearing/Adjudication
- 5) Review Hearing/Status Hearing
- 6) Permanency Hearing/Implementation Hearing
- 7) **Termination Hearing**

For more information on each specific hearing, please see NICWA's *Indian Child Welfare Glossary*